



STATE OF NEVADA
COMMISSION ON ETHICS
<http://ethics.nv.gov>

Wednesday, May 4, 2005
9:00 a.m.

via telephone conference call:

Nevada Commission on Ethics
3476 Executive Pointe Way, Suite 10
Carson City, Nevada 89706

MINUTES

These minutes constitute a summary of the above proceedings of the Nevada Commission on Ethics.
A verbatim transcript of the open session proceedings, prepared by a certified court reporter,
is available for inspection at the Commission offices.

Commission Members Present (by telephone):

Rick Hsu, Esq., Chairman; Caren Jenkins, Esq., Vice Chairman; Timothy Cashman; William Flangas; Mark Hutchison, Esq.; George Keele, Esq.; Jim Kosinski, Esq.

Commission on Ethics Staff Present:

Stacy M. Jennings, Executive Director;
Nancy Lee Varnum, Esq., Commission Counsel;
Adriana G. Fralick, Esq., Legal Analyst

Parties Present (by telephone):

Jeff Horky, Senior Agent, Nevada Gaming Control Board
Frank Schreck, Esq., Gaming lawyer for Wynn Las Vegas
Marc Rubenstein, Senior Vice President, General Counsel, Wynn Resort

Chairman Hsu called the meeting to order at 9:04 a.m., Wednesday, May 4, 2005.

Agenda Item 1 – Request for Opinion No. 05-23

Open Session to hear testimony, receive evidence, deliberate, and render an opinion relating to a Request for Opinion submitted pursuant to NRS 281.236(3).

After testimony and evidence were received, the Commission deliberated the facts and circumstances of the Request for Opinion as reflected by the verbatim transcript. Commissioner Keele stated that based upon the evidence received, he moved the commission find that the provisions of NRS 281.236(3)(a), NRS 281.236(3)(b), and NRS 281.236(3)(c) do not apply to Mr. Horky's activities. Vice Chairman Jenkins seconded the motion. The motion was put to a vote and passed four to two, with Commissioners Flangas and Kosinski voting no.

Agenda Item 2 – Open session for public comment.

Chairman Hsu opened this agenda item. There were no members of the public in Carson City, and no public comments were made.

Chairman Hsu adjourned the meeting at 10:22 a.m.

Minutes transcribed by:

Minutes approved July 13, 2005

Emily H. Nunez, Office Manager

Rick Hsu, Esq., Chairman